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HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (C) No. 5118 of 2007

PETITIONERS :

1. Pramod Lunawat, S/o Shri P.C. Lunawat, aged about 44 years, Occupation Business, R/o Lunawat Bhawan, Station Road, Raipur (Chhattisgarh).
2. Balram Jha S/o Shri N.R. Jha aged about 27 years R/o Plot No. 16, St-13/B, Ispat Nagar, Risali, Bhilai (Chhattisgarh).
3. K. Shankar S/o Late Shri Krishnan aged about 50 yrs R/o Subash Nagar, Padnabhpur, Durg (Chhattisgarh).
4. Asha G. W/o Late Shri K. Gangadharan aged about 37 yrs. R/o C-18,A, Maroda Sector, Bhilai (Chhattisgarh).
5. Birendra Kumar Singh S/o Shri Sukhnandan Singh aged about 41 yrs R/o Kasaridih, Kanahiapuri, Durg (Chhattisgarh).
6. Prachi Singh W/o Shri Birendra Kumar Singh aged about 38 yrs. R/o Kasaridih, Kanahiapuri, Durg (Chhattisgarh).
7. Anita Shankar W/o Shri K. Shankar aged about 47 yrs. R/o Sub hash Nagar, Padmnabhpur, Durg (Chhattisgarh).
8. V. Anil Kumar S/o Shri Vasudevan aged about 40 yrs R/o 11/B, G-Pocket, Maroda Sector, Bhilai (Chhattisgarh).
9. Sajitha Tambhi W/o Shri T.D. Tambi aged about 40 yrs R/o Plot-7, Block-8, Nehru Nagar (E), Bhilai (Chhattisgarh).
10. N.S. Basant S/o Late Shri Shamkaran Kutty aged about 39 yrs. R/o BSP Market, Sector 2, Bhilai (Chhattisgarh).
11. Fagulal Nagwanshi S/o Shri Sadhram aged about 30 yrs. R/o MVN School Campus, Risali, Bhilai (Chhattisgarh)
12. Amit Chauhan S/o Shri R.V.S. Chauhan aged about 35 yrs. R/o MIG-II 429, Hudco, Bhilai (Chhattisgarh).
13. Kedar Sahu S/o Shri Dhani Ram Sahu aged about 40 years R/o Potiya Kala, Durg (Chhattisgarh).
14. Vijay S/o Shri Naro Mahto aged about 38 yrs R/o MIG-I, Hudco, Bhilai (Chhattisgarh).
15. Meera Anil W/o Shri V. Anil Kumar aged about 37 yrs R/o 11/B, G-Pocket, Maroda Sector, Bhilai (Chhattisgarh).
16. Sushant Deo S/o Shri B.B. Deo aged about 29 yrs. R/o Plot 9 St.-31/B, Ispat Nagar, Risali, Bhilai (Chhattisgarh).

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17. Mayadhar Sahu S/o Shri J Sahu aged about 28 yrs R/o Plot 9 St-31/B, Ispat Nagar, Risali, Bhilai (Chhattisgarh).
18. Swapna Dakaliya W/o Shri Bhupendra Dakaliya aged about 30 yrs R/o Mahaveer Marg, Rajnandgaon (Chhattisgarh)
19. Trilok Chand Golcha S/o Shri Nehi Chand Golcha aged about 70 yrs R/o Mahaveer Marg, Rajnandgaon (Chhattisgarh).
20. Sudhir Golchha S/o Shri Trilok Chand Golcha aged about 43 yrs R/o Mahaveer Marg (Chhattisgarh).
21. K Shrinivasan S/o Shri K.N. Shrinivasan aged about 72 yrs R/o Plot-9, St-31/B, Ispat Nagar, Risali, Bhilai (Chhattisgarh).
22. Ajay Golcha S/o Shri Trilok Chand Golcha aged about 39 yrs R/o Mahaveer Marg, Rajnandgaon (Chhattisgarh).
23. Rohini Shrinivasan W/o Shri K. Shrinivasan aged about 69 yrs R/o Plot 9 St-31/B, Ispat Nagar, Risali, Bhilai (Chhattisgarh).
24. Manoj Kumar S/o Shri Dwarka Lal aged about 26 yrs R/o 20/A, Street 15, Sector 2, Bhilai (Chhattisgarh).
25. Biju Purushan S/o Late Shri Purushan aged about 37 yrs R/o B.M. Engineering Works, Krishna Talkies Road, Risali, Bhilai (Chhattisgarh).
26. Bimmi Purushan S/o Late Shri Purushan aged about 34 yrs R/o B.M. Engineering Works, Krishna Talkies Road, Risali, Bhilai (Chhattisgarh).
27. Naresh Nagwanshi, S/o Shri Sadhram aged about 22 yrs R/o MVN School Campus, Risali, Bhilai (Chhattisgarh).
28. Premchand Lunawat S/o Shri P.C. Lunawat aged about 54 yrs R/o Lunawat Bhawan Station Road, Raipur (Chhattisgarh).
29. Pradeep Lunawat S/o Shri P.C. Lunawat aged about 46 yrs R/o Lunawat Bhawant, Station Road, Raipur (Chhattisgarh).
30. Sanjay Lunawat S/o Shri B.C. Lunawat aged about 41 yrs R/o Lunawat Bhawan, Station Road, Raipur (Chhattisgarh).
31. D.R. Sahu W/o Late Shri M.R. Sahu aged about 37 yrs R/o Durga Chowk, Risaligaon, Bhilai (Chhattisgarh).
32. S. Leelavati W/o S.P. Rao aged about 62 yrs R/o Qr 22/A, Street 2, Sector 1, Bhilai (Chhattisgarh).
33. S. Smita W/o Shri S.B. Rao aged about 28 yrs R/o Qr 22/A, Street 2, Sector 1, Bhilai (Chhattisgarh).

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34. Sudhakar Singh W/o Shri Jawahar Singh aged about 37 yrs. R/o Ashwani Nagar, Mahadeo Singh Road, Raipur (Chhattisgarh).
35. Dr. Preeti Singh W/o Shri Sudhakar Singh aged about 37 yrs R/o Ashwani Nagar, Mahadeo Singh Road, Raipur (Chhattisgarh).
36. Ravishankar Chauhan S/o Late Shri Prakash Chauhan aged about 34 yrs R/o BSP Colony St. Maroda, Bhilai (Chhattisgarh).
37. Krishna Yadav S/o Late Shri B.R. Yadav aged about 31 yrs R/o Durga Chowk, Risaligaon, Bhilai (Chhattisgarh).
38. Sanjay Pratap Singh S/o Late Shri K.N. Singh aged about 36 yrs R/o Qr 3/A, Street 2 Sector 1, Bhilai (Chhattisgarh).
39. O.P. Keser S/o Shri K.N. Keser aged about 36 yrs R/o Qr 3/B, Street 2 Sector 1, Bhilai (Chhattisgarh).
40. P. Usha W/o Shri P Shankar Rao aged about 55 yrs R/o Plot No. 54 Phase 6, Risali, Bhilai (Chhattisgarh).
41. Shushma Arora W/o Late Shri R.L. Arora aged about 61 yrs R/o Qr 1/A, Street 19, Bhilai (Chhattisgarh).
42. Ritu Arora W/o Shri Manish Arora Aged about 37 yrs R/o Block 29, E Pocket, Maroda, Bhilai (Chhattisgarh).
43. Chand Lunawat W/o Shri Pramod Lunawat aged about 42 yrs R/o Lunawat Bhawan, Station Road, Raipur (Chhattisgarh).
44. S. Bheeshma Rao S/o Shri S.P. Rao aged about 40 yrs R./o28/C, E Pocket, Maroda, Bhilai (Chhattisgarh).
45. S. Nagesh S/o Shri S.P. Rao aged about 28 yrs R/o Qr. 22/A, Street 2, Sector 1, Bhilai (Chhattisgarh).
46. S. Vimla W/o Shri S. Bheeshma Rao aged about 29 yrs R/o 28/C, E Pocket, Maroda, Bhilai, (Chhattisgarh).
47. P Shankar Rao S/o Shri P Chiranjivalu aged about 61 yrs R/o Plot No. 54, Phase 6 Risali, Bhilai (Chhattisgarh).
48. Swapna Golcha W/o Shri Ajay Golcha aged about 35 yrs R/o Mahaveer Marg, Rajnandgaon (Chhattisgarh).
49. Rajendra Golcha S/o Shri Trilok Chand Golcha aged about 39 yrs R/o Mahaveer Marg, Rajnandgaon (Chhattisgarh).
50. Bina Sanjeev W/o Shri S. Sanjeev aged about 35 yrs R/o Plot No. 11 St. 31/B, Ispat

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Nagar, Risali, Bhilai (Chhattisgarh).

51. Shakun Lunawat W/o Shri Premchand Lunawat aged about 46 yrs R/o Lunawat Bhawan, Opp Gurudwara, Station Road, Raipur (Chhattisgarh).
52. Maniyabai Lunawat W/o Shri K.C. Lunawat aged about 68 yrs R/o Lunawat Bhawan, Opp Gurudwara, Station Road, Raipur (Chhattisgarh).
53. Nishi Sajan W/o Shri S. Sajan aged about 33 yrs R/o Plot No. 11, St 31/b, Ispat Nagar, Risali, Bhilai (Chhattisgarh).
54. Harishankar S/o Shri Ganga Vishnu aged about 35 yrs R/o Street 5, Sector 7, Bhilai (Chhattisgarh).
55. Prashant Kumar Wasnik S/o aged about R/o TPL Department, BSP, Bhilai (Chhattisgarh).
56. Jurey S/o Shri K.S. Chauhan aged about 45 yrs R/o MIG-I Hudco, Bhilai (Chhattisgarh).
57. Jitendra Kumar S/o Shri Dwarka Lal aged about 29 yrs R/o 20/A, Street 15, Sector 2, Bhilai (Chhattisgarh).
58. Gunwant Mishra S/o Shri B.P. Mishra aged about 45 yrs R/o Durga Chowk, Risaligaon, Bhilai (Chhattisgarh).
59. Uttam Sahu S/o Shri B.R. Sahu aged about 32 R/o Durga Chowk Risaligoan, Bhilai (Chhattisgarh).
60. Manindar Singh S/o Shri Sansar Singh aged about 32 yrs R/o 85/B, Risali Market, Bhilai (Chhattisgarh).
61. Satvendar Kaur W/o Shri Manindar Singh aged about 30 yrs R/o 85/B, Risali Market, Bhilai (Chhattisgarh).
62. Sansar Singh S/o Shri Niranjan Singh aged about 62 yrs R/o 85/B, Risali Market, Bhilai (Chhattisgarh).
63. Gurmukhi Kaur S/o Shri Sansar Singh aged about 60 yrs R/o 85/B, Risali Market, Bhilai (Chhattisgarh).
64. Yatendra Chandrakar S/o Shri Mohanlal aged about 33 yrs R/o 20/C, Street 15, Sector 2, Bhilai (Chhattisgarh).
65. Santosh Kumar S/o Shri P.A. Purushottam aged about 35 yrs R/o Ruabandha Basti, Bhilai (Chhattisgarh).
66. Juneb Khan S/o Shri Shiraj Khan aged about 35 yrs R/o Asharfi Maszid, Madni Road, Farid Nagar, Bhilai (Chhattisgarh).
67. Praveen Prasad S/o Late Shri R.K. Prasad aged about 36 yrs R/o 14-B, Pragati Nagar,

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Bhilai (Chhattisgarh).

68. R.V.S. Chauhan S/o Late Shri Mehtab Singh aged about 70 yrs R/o MIG-II 429, Hudco, Bhilai (Chhattisgarh).
69. Sanjay Singh S/o Aasnarayan aged about 39 yrs R/o MIG-II 429, Hudco, Bhilai (Chhattisgarh).
70. Deepti Chauhan W/o Amit Chauhan aged about 30 yrs R/o MIG-II 429, Hudco, Bhilai (Chhattisgarh).
71. Bashisth Narayan Mishra S/o Shri S.H. Mishra aged about 32 yrs R/o Qr 2/A, Street-6, Sector 2, Bhilai (Chhattisgarh).
72. Satyendra Tomar S/o Shri Tukman Singh aged about 42 yrs R/o A/3 Thalipur Murar Gwalior M.P.
73. C. Biju S/o Shri P.N. Chandrashekhar aged about 39 yrs R/o Shree Vihar Sirsa Road, Kohka, Bhilai (Chhattisgarh).

Versus

RESPONDENTS :

1. State of Chhattisgarh through the Secretary, Department of Commerce & Industries (Firms and Societies), Mantralaya, Dau Kalyan Singh Bhawan, Raipur (Chhattisgarh).
2. Registrar, Firms and Societies, Chhattisgarh Office situated at O-5, Anupam Nagar, Raipur Distt. Raipur (Chhattisgarh).
3. Assistant Registrar, Firms and Societies, Chhattisgarh, Raipur Divisiion, Office situated at O-5, Anupam Nagar, Raipur (Chhattisgarh).
4. Maitri Education Society A Society registered under Society Registration Adhiniyam, bearing Regn. No. 3383 dated 3.2.2004, Having its Registered Office at Village Anjora, G.E. Road, Distt. Durg (C.G.)
5. Sub Divisional Officer (R) Being Election Officer in the matter of Election of Executive Committee of Maitri Education Society, Durg (Chhattisgarh).

(Writ Petition under Article 226 of the Constitution of India)

(SB: Hon'ble Mr. Satish K. Agnihotri, J.)

Present : Shri P.S. Koshy, Advocate for the petitioners.
Shri Sumesh Bajaj, Deputy Govt. Advocate for the State/respondents.
Shri P. Diwakar, Senior Advocate with Shri Sanjay K. Agrawal, Advocate for the respondent No. 4.

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ORDER
(Passed on 30th of August, 2007)

1. Learned counsel appearing for the petitioners seeks permission of this Court to withdraw this petition in view of the fact that an appeal against the order passed by the Election Officer is pending consideration before the Registrar, Firms and Societies, Govt. of Chhattisgarh, Raipur.

2. Learned counsel further submits that the petitioners be granted some protection by directing the Registrar, Firms and Societies to consider and decide the application for interim relief before the election process starts.

3. It is ordered accordingly.

4. Thus, the petition stands dismissed as withdrawn with a direction to the Registrar, Firms and Societies to consider and decide the interim application, if any, filed by the petitioners within a period of two weeks, in any case before the election for members of executive committee of the Maitri Education Society takes place.

5. Certified copy, in accordance with Rules.

Sd/-
Satish K. Agnihotri
Judge

Sahu